

By: Whitmire, et al.
(Alvarado)

S.B. No. 581

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the requirements for a change of name for a person with
3 a final felony conviction or a person required to register as a sex
4 offender.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Section 45.103, Family Code, is amended by
7 amending Subsections (b) and (c) and adding Subsection (d) to read
8 as follows:

9 (b) A court may order a change of name under this subchapter
10 for a person with a final felony conviction if:

11 (1) (1) ~~(1)~~ in addition to the requirements of Subsection
12 (a), the person has:

13 (A) (A) ~~(1)~~ received a certificate of discharge by
14 the Texas Department of Criminal Justice or completed a period of
15 community supervision or juvenile probation ordered by a court and
16 not less than two years have passed from the date of the receipt of
17 discharge or completion of community supervision or juvenile
18 probation; or

19 (B) (B) ~~(2)~~ been pardoned; or

20 (2) the person is requesting to change the person's
21 name to the primary name used in the person's criminal history
22 record information.

23 (c) A court may order a change of name under this subchapter
24 for a person subject to the registration requirements of Chapter

1 62, Code of Criminal Procedure, if the person:

2 (1) meets~~[, in addition to]~~ the requirements of
3 Subsection (a) or is requesting to change the person's name to the
4 primary name used in the person's criminal history record
5 information; and

6 (2) ~~[, the person]~~ provides the court with proof that the
7 person has notified the appropriate local law enforcement authority
8 of the proposed name change.

9 (d) In this section:

10 (1) "Criminal history record information" has the
11 meaning assigned by Section 411.082, Government Code.

12 (2) "Local ~~[subsection, "local]~~ law enforcement
13 authority" has the meaning assigned by Article 62.001, Code of
14 Criminal Procedure.

15 SECTION 2. Section 45.103, Family Code, as amended by this
16 Act, applies only to a petition for a change of name that is filed on
17 or after the effective date of this Act. A petition filed before
18 the effective date of this Act is governed by the law in effect on
19 the date the petition was filed, and the former law is continued in
20 effect for that purpose.

21 SECTION 3. This Act takes effect September 1, 2017.